THE BLACK PANTHER

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YOU DON'T HAVE TO BE A PANTHER TO JOIN THE STRUGGLE!

BLACK PANTHER PARTY HONORS DEDICATED BROTHERS AND SISTERS IN FIRST COMMUNITY WORKERS DAY COMMEMORATION.

SEE STORY PAGE 2



ALSO: SEE SPECIAL SUPPLEMENT [PAGES A,B,C,D, IN CENTER] "OAKLAND - A BASE OF OPERATION !"

SURVIVAL TICKET
VOTE FOR SURVIVAL

BOBBY SEALE FOR MAYOR OF OAKLAND

ELAINE BROWN FOR COUNCILWOMAN



In the relaxed atmosphere of Arroyo Viejo Park, amidst enjoying barbeque, entertainment and the common experience of being together, Black Panther Party COMMUNITY WORKERS were awarded COMMUNITY SERVICE CERTIFICATES.

YOU DON'T HAVE TO BE A PANTHER TO JOIN THE STRUGGLE!

BLACK PANTHER PARTY HONORS DEDICATED BROTHERS AND SISTERS IN FIRST COMMUNITY WORKERS DAY COMMEMORATION.



A special painting of BROTHER JOHN COLTRANE was presented, in honor of dedicated service to the people, to the Congregation of YARDBIRD TEMPLE, REVOLUTIONARY CHURCH OF THE HOUR. Displaying the picture are (left) the Temple's Chief of Staff, AUBREY HAQQ, and KING BISHOP FRANZO HAQQ XIX, who accepted the painting.

In America, for Black and poor people, the act of day-to-day survival is and has been a constant struggle. The racist United States government has bent over backwards to keep the basic necessities from us: we are denied employment, decent housing, medical care, and a host of other fundamental needs. In the midst of abundance, such as the world has never before seen, we, the people, have nothing.

Because of the genocidal threat the U.S. system poses against Black people, because our very lives are at stake, the oppressed victims of the American Empire are uniting in the name of survival. The Black Panther Party has instituted many Survival Programs in the Black Community, programs that reflect the people's right to a decent life. All over this country, the Black Panther Party has established Free Food Programs, Free Clothing Programs, Free Shoe Programs, Free Medical Centers, and many other free programs to insure the survival of Black people, of all oppressed people. In Oakland, California, specifically, the Black Panther Party has sponsored three massive Black Community Survival Conferences in the past five months. At these 3 conferences, thousands of full bags of groceries have been given away, free; thousands of Black people have been tested, free of charge, for Sickle Cell Anemia; and there has been massive voter registration.

Although the Black Panther Party

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THE STATE IS AFRAID OF RUCHELL MAGEE

CALIFORNIA FASCISTS CHALLENGE COMRADE RUCHELL MAGEE'S RIGHT TO ACT AS OWN COUNSEL.

In March, 1972, Comrade Ruchell Magee (the only survivor of the August 7th Movement and former co-defendant of Angela Davis) was finally granted the long-sought right to defend himself in court. This was prior to the case's being transferred from Marin County to San Francisco (California). Leonard Ginsburg, the presiding judge in Marin, who had ruled in Magee's favor to grant him the constitutional right to defend himself in court, was dismissed from the case when it was moved to San Francisco (although in the case of Angela Davis presiding judge Arnason transferred with Angela Davis to San Jose, "in the interest of continuity", according to the State). With the change of venue to San Francisco, Comrade Ruchell found he faced a new judge, Morton Colvin, before whose court the Attorney General felt safe in challenging Magee's right to defend himself. Recently, therefore, the prosecutor, Attorney General Albert Harris appealed Ginsburg's ruling.

In reply to this racist finagling of the law, Comrade Ruchell Magee has said the following:



When COMRADE RUCHELL challenged the validity of a sanity hearing, he was gagged, and chained to a chair.

THE ACCUSED'S RIGHT TO DEFEND HIMSELF

One prerequisite of a fair trial is accused's right to defend himself either in person or by counsel of his own choosing, Sixth Amendment of the United States Constitution.

Right to fair trial, guaranteed in the Sixth Amendment, is also embodied and applied as to state court proceedings in due process requirement of the Fourteenth Amendment.

Purpose or motive behind assertion of constitutional right cannot be a subject for conjecture upon which to deny it.

In the present case, respondent Harris contends that Ruchell Magee is incompetent to conduct his own defense in propria persona, and/or waive the court appointment of counsel.

Respondent supports his contentions and/or argument upon documents giving Magee an I.Q. of 75 - 85 and Magee's prior and present conduct during court proceedings.

However, Ruchell Magee would dispute respondent's argument in facts, with law and evidence where his right to conduct his own defense arising out of the federal constitution and not the mere product of false documents, "entrapment conduct" and state legislation or judicial decision.

INTRODUCTION

Prejudice has been shown to have resulted from the state court's refusal to permit Magee to act pro se, in that:

(1) Respondent has introduced false documents in court purposely regarding Magee's I.Q., wherein respondent used one witness Jean Levan to testify under oath that such documents were sent her by some other agents...Incidentally, the other agents who (hearsay) said prepared them never testified.

As up to now, Levan and Harris documents are not only hearsay evidence but also fraud.

It would seem that a felony comes into play where "they (Harris-Levan) who can and do not forbid that which is done on their behalf, are deemed to have bidden it."

One simple literacy test would reveal that Ruchell Magee reads, writes and knows law -- but not with an I.Q. of 75 - 85. To avoid this exposure, Harris side-steps such a challenge, aided and abetted by the courts with "inaccurate" hearings.

Ruchell's conduct arises out of his attempts to enforce federal protected rights, where the courts have wilfully refused to recognize his rights to be heard and burden Ruchell's mentalities to such an extent it would seem to be a crime for Ruchell to sleep on his rights.

Clearly, the courts and Attorney General wilfully and intentionally misuse their authority, to violate the Constitution of the United States and subject Ruchell to criminal prosecution. But where Ruchell speaks out "You barbarian son of bitches" -- this is no justification for state agents to claim Magee has bad conduct without first accusing themselves in practice of defrauding Ruchell of rights to enforce federal "laws"...The Attorney General (prosecutor) and judges have deliberately violated the law to torture Ruchell. Only where Ruchell was provoked...state agents should bear the verbal burden. The law helps the vigilant, before those who sleep on their rights.

It is evident that Mr. Harris and the courts are conspiring to commit wrong, and take advantage of their own wrong in clear violation of state and federal laws. In that:

COMPETENCY HEARING TO DETERMINE ACCUSED'S RIGHT TO CONDUCT HISOWN DEFENSE

All required in competency hearing on the accused's right to defend himself are three (3) things:

A) The court must inquire as to whether the accused desires to conduct his own defense,

B) Whether he knows the nature of the charge against him,

C) Knows the punishment, if he's convicted of the charge.

In this case, September 1970 an inaccurate hearing was held by one Judge McGuire where Ruchell expressed his desire and willingness to represent him-

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ARE THE VIETNAMESE FIGHTING ALONE ?

RAMPARTS EDITOR DAVID HOROWITZ ACCUSES RUSSIA AND CHINA OF "UNDERMINING" VIETNAMESE STRUGGLE.

The Black Panther Intercommunal News Service would like to thank Ramparts Magazine for permission to publish the following article, written by Ramparts Editor David Horowitz. As it appears in Ramparts, the article is entitled "Nixon's Vietnam Strategy: How Brezhnev and Mao Helped to Launch It and How the Vietnamese Intend to Defeat It". The specifics of David Horowitz's analytical view of the meaning of the war in Vietnam may not find agreement with everyone, but certainly they reflect the reality of Reactionary Intercommunalism; the dismal fact that whether anyone wishes to acknowledge it or not, the U.S. rulers and their government still dominate the world situation - in both oppressed and liberated communities. Black people in this country are in the key position to understand this dismal situation, as the most oppressed group, alienated group within the monster's confines. Black people are, therefore, in the key position to change the face of world history to the interests of all oppressed people:



According to Horowitz, "Nixon's visits to Peking and Moscow marked the satisfactory completion of the first two stages of his (Vietnam) pacification strategy."

An important insight is gained into the current turn of events by recalling Peking's very different position more than a decade earlier when Moscow called for a summit meeting as a "response" to Washington's Marine landings in Lebanon and Jordan at the time of the Iraqi revolution. In an editorial titled "The Countries and Peoples of the World Who Love Peace and Freedom Cannot Look On With Folded Arms," the People's Daily proclaimed: "Nothing can be saved by yielding to evil, and coddling wrong only helps the devil. The histories of the aggressive wars launched by Hitler Germany and Japan are still fresh in the memories of the whole world and are sufficient to bring this lesson home. Consequently, if the U.S.-British aggressors refuse to withdraw from Lebanon and Jordan, and insist on expanding their aggression, then the only course left to the people of the world is to hit the aggressors on the head!...The imperialists have always bullied the weak and been afraid of the strong. The only language they understand is that of force."

Recalling China's stance in this incident provokes two immediate reflections. First, the current Chinese response (or lack of response) to Washington's escalation of the war in Indochina is evidently not an inevitable reflex of Chinese weakness, as many on the left are suggesting, but flows from a deliberate policy choice. For China was far weaker vis-a-vis the United States in the days when its posture was far more militant, viz., when it committed troops in Korea in 1951, when it shelled the offshore islands of Quemoy and Matsu in 1955 and 1958 and provoked an international crisis of the first magnitude, or when it dealt the Indian Army a strong retaliatory blow in the border war of 1962.

The political, as opposed to the military, sources of the present posture of compliance can perhaps best be seen by the absence of any public demonstrations in China in response to the mining of Haiphong Harbor. This can be contrasted with China's response to the Cambodian invasion just two years ago, when a million demonstrators marched in the streets of Peking. Even within the current context of cautious detente with Washington, such a demonstration would have been in order. But there was none. Behind this vacuum lies the fact that the current shift in Chinese policy is not merely tactical, but strategic, part of the fundamental reorientation of China's foreign policy that began in earnest with the acceptance of Nixon's proposed visit. This re-orientation was possible only after a tremendous internal struggle in the Chinese party. A faction, led by Lin Piao, opposed the detente with Washington, and apparently advocated, as an alternative, an effort to heal the breach with the Soviet Union, and step up support for Vietnam. The defeat of Lin Piao's faction was registered in the disappearance of a number of important Party leaders last fall, and by the internal exile of Lin Piao himself, who reportedly has been sent to a commune for political rehabilitation. A mass demonstration over the mining of North Vietnam's harbors, it can be hypothesized, would have provided a rallying point for the followers of Lin to use as a vehicle for promoting a strong Sino-Soviet response to the U.S. aggression, and opposition to the long-term goals of China's present leadership, which gives equal priority to the struggle against Moscow and Washington, at the expense of the Vietnamese.

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"The Russians, in point of fact, have wanted a compromise settlement in Vietnam all along..."

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This points up the second insight afforded by the comparison of China's present and previous postures towards U.S. interventions in the Third World, namely, that the shift in China's policy is undoubtedly the key factor in the current train of events. For if China had initally failed to go along with the Nixon visit, or if China chose to balk at any point, the Nixon strategy could not be made to work. However overblown China's rhetoric of militance has been in the past (just what in practical terms could hitting the aggressors on the head have meant in the Middle East in 1958, for instance), China's active advocacy of the revolutionary interest of smaller nations was a crucial check on Moscow's ability to compromise the struggles of Third World peoples, like the Vietnamese. The Russians, in point of fact, have wanted a compromise settlement in Vietnam all along, but neither Kennedy nor Johnson could get them to exercise enough pressure on the Vietnamese to accept a disadvantageous arrangement, because Moscow always had to look over its shoulder at Peking. As long as China was ready to expose such a deal or, by offering independent aid to the Vietnamese, upset it, the Russians were reluctant to pursue "coexistence" to such lengths. Too heavy handed a pressure on the Vietnamese might at the very least have moved Hanoi into Peking's camp in the Sino-Soviet struggle and caused incalculable damage to the Soviet international image; on the other hand, as long as the Chinese could offer Vietnam an alternative source of supply, no threat to withdraw aid would have the possibility of being decisive. It was thus absolutely critical for Nixon to be accepted in Peking first, if such an arrangement were to have a chance of success.

Nixon's visits to Peking and Moscow marked the satisfactory completion of the first two stages of his pacification strategy. Whether he will be able to complete the third stage remains to be seen. One month after the mining of North Vietnam's harbors, the critical factor in the war still remains the endless resourcefulness and courage of the Vietnamese themselves.

To defeat the calculations of the Nixon-Kissinger plan, the Vietnamese strategy has been to launch an offensive on the battlefield which will undermine, militarily, the very pacification settlement that Nixon is preparing for the conference table. In his report...Tom Hyaden analyzes the nature and prospects of the Vietnamese offensive, and the basis for continuing optimism that they, the forces of the NLF and the DRV, can achieve a just end to their epic struggle.

Two other factors could conceivably play a role in the outcome of the current Vietnamese offensive, which, as Hayden's informants in Paris make clear, is conceived in political and diplomatic as well as military terms. The first and most tenuous of these is the perhaps still uncertain political situation in China. How secure the present leadership faction in Peking is, is not known. Whether a dramatic shift in the military balance in Vietnam or some changing alignment in the Sino-Soviet balance will cause a corresponding reappraisal of current Chinese strategy, or whether that strategy can survive the passing of Mao, is also unknown. But a reorientation of Chinese policy in the form of increased emphasis and support for Vietnam's struggle could at any point have a major effect on the outcome of the Indochina war.

Secondly, there are the factors of U.S. domestic politics - the anti-war movement and the candidacy of George McGovern-both of which can set real limits to the ability of Nixon to implement his strategy, both to escalate the war further and to withhold acceptable terms for a settlement. A strong revival of the anti-war movement and/or a hard-hitting campaign on the war issue, could significantly enhance the possibility of a relatively quick and just end to the war ("just" that is, for the Vietnamese, the only party to the war that has a claim to justice).

Finally, it needs to be said that by their weakness in the face of Washington's campaign of terror, both the Soviet Union and China have seriously jeopardized the gains that have been made in the last decade toward putting some controls on the U.S. war machine. It was only the immense resistance put up first of all by the Vietnamese, but also by the American anti-war movement, that forced the issue of withdrawal to the center of the American political stage in this presidential campaign. By dealing with Nixon in the hour of his escalations, the Russians and the Chinese have undermined that effort, and thereby endangered world peace. The Vietnamese, on the other hand, in the midst of their own increased suffering, intensified hardship, and incalculable risk, have redoubled their energies of struggle. Once again, their example must become an inspiration and call to the anti-war movement at home, not only for their sake, but for our sake.

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ZODIAC PREDICTS THE FUTURE: SERVE THE PEOPLE.

AN INTERVIEW WITH BILL WILLIAMS, PRESIDENT OF THE ZODIAC YOUTH ORGANIZATION.





CHAIRMAN BOBBY SEALE found the members of the ZODIAC ORGANIZATION willing to learn from those who really serve the community's needs.

Black youth have, because of no place to go, no meaningful activity in which to engage, traditionally been involved in street gangs. Although the power structure pretends to want to eliminate the gangs, it secretly supports the divisiveness gang activity produces in our communities.

When the "Cobras" fight the "Zebras" (or what have you) the power structure is happy; when several Black youth are killed in gang warfare and so many more arrested as a result, the U.S. power structure is happy. As long as our people, Black people are divided in any way, it serves the interests of America's rulers.

In Oakland, California, recently, a group of young Black people began to transform organized gang activity to the interests of the people. The Zodiac Organizaton is a youth club that has begun to stop this destructive tradition and make positive steps to the benefit of everyone. With several hundred members, the Zodiacs are organizing, everyday, more youth, mostly from other gangs and former gang members, to serve the people. Even the name of the organization has appealed to youth, for it allows each individual member to have his own "symbol" under the large symbol of the organization.

In the following, recent interview, Zodiac President Bill Williams outlines the organization's meaning, its aims and how it has successfully turned Black youth away from fighting each other to struggle with each other for us all:

QUESTION: Can you tell us something about the history of the Zodiac Organization?

BILL WILLIAMS: We started in September of 1971 (I think, about September 11th), and we got involved in wondering what were a lot of these organizations, with the different names and things on their jackets, what were they doing. Were they organizations just out fighting each other or were they planning picnics or games, or were they involved in different activities, or having dances and things in the community? The answer came up that they were doing nothing but fighting each other, cutting each other's throats, and having little gang fights in parks, and things like this; just another thing like back in the "Untouchable" days...We decided to start an organization that was doing something in the community, that was not only doing something for the people, but was doing something for producing their members' jobs, and building our community in a way that it should be, and helping as many people as we can, and bringing all the organizations that are out there, doing nothing, and showing them a different way to go...

QUESTION: When you say other clubs around, other gangs, could you tell us something about those clubs that you've brought into the Zodiacs?

BILL WILLIAMS: Well, one that we brought in was the Rams; then, the Gamblers. They have all changed into the Zodiacs, now; they haven't kept their coats, they've changed their names all into the Zodiacs. We've tried to bring the Aces into the organization, but it just hasn't worked out...

QUESTION: Would you tell us something about the kinds of things that were happening on the streets up until the time the Zodiacs came into existence?

BILL WILLIAMS: O.K. There were a lot of gangs getting together and they were going out into parks, fighting: "Well, I'm in the Cobras; or I'm in the Aces; I'm in the Purple Gang; or I'm in the McHatters, and don't mess with me or my whole gang will come down here, and we'll get in a fight." And, they'd go off into the parks and they'd have fights, and do things that were really ridiculous. You might look

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around and there would be 20 guys coming down the street to bust up a party, or to bust out the windows... It's just a poor thing to see people out there fighting each other for no reason: getting a gang together to jump on, maybe, 3 or 4 people. For instance, there was a time where these teenagers went into this old lady's house, and beat up this old man and his old lady; it's nothing but another gang and a couple of the members went off in there and thought that the old man had some money and jumped on him. Well, in that case, they caught most of those members...but you haven't stopped nothing, you know; you haven't tried to get out there and solve some of the problems of why these gangs are building up and what are they doing, why are they coming up this way or what do they see out of getting together and just fighting each other. The Aces might team up with the Cobras and go fight the Madhatters, and the Purple Gang, you know- just out there, just getting it together for nothing. They don't really have reasons. They're just out there fighting, just to be fighting.

After the Zodiacs got together, a lot of these organizations broke up; a lot of these organizations came into the Zodiacs. We have the Jets who've come in (the Jets have completely broken up); the Rams (we have all the Rams in our organization); we have most of the Gamblers in our organization. We've kind of changed the whole concept of what was happening. We're kind of breaking some of those problems down; we're breaking them down to size. Some of the problems can't be broken down, because some of these guys have gone too far; they been brought up this way all the time. They've been in this environment: either their brothers were natural-born fighters or in gangs; or their fathers were gang fighters, or involved in something like this. They've been brought up this way...

QUESTION: Anybody who knows the Black community knows how a whole gang can go from generation to generation; and the gang thing continues. What the Zodiacs have done has been actually phenomenal. It is especially important in the face of, for example, the activity in a city like Philadelphia, where there is still a lot of gang warfare, with the only real difference between today and ten years ago being that gangs no longer use "zip guns", they have access to larger weapons and therefore greater potential of killing our youth.

Bill, this leads to another question: much of the time police agencies encourage gang warfare. People, young people especially, are getting killed, and the police encourage this kind of thing. Then, they're able to arrest and contain members of every gang, keeping our people further oppressed. What the Zodiacs have done, in the light of this, is extraordinary, in terms of organizing. With this in mind, what kind of response have the Zodiacs had from the local police?

BILL WILLIAMS: The police have been just pestering some of the guys... We ran into an accident one day, where this policeman came up, and a couple of guys were there working; they were cleaning out the building (former Zodiac meeting place)...I had just pulled around the corner in my car and the police had parked in front of me. He got out his car, and got to talking to one of my members... and asked him why wasn't he in school. The member told him, "Well, I don't go to school until 12 o'clock."... I came up on him (the policeman)... and he said, "I was just asking the guys what are they doing standing up here." I said, "They're fixing to help me work." He got to talking kind of nasty with the guy, asking a lot of questions...I finally went around and got his badge number, his car num-

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A PROGRAM FOR SURVIVAL





THE INTERCOMMUNAL YOUTH INSTITUTE

Provides Black and other oppressed children with a scientific method of thinking and analyzing things, basic skills for living in the society and a concrete alternative to established learning institutions.

FREE BREAKFAST PROGRAM

Provides children a free, hot breakfast every school morning.

FREE BUSSING TO PRISONS PROGRAM

Provides free transportation to prisons for families and friends of incarcerated men and women.

FREE COMMISSARY FOR PRISONERS PROGRAM

Provides imprisoned men and women with the funds to purchase necessary commissary items inside the prison.

LEGAL AID EDUCATIONAL PROGRAM

Provides full legal assistance to those involved in legal problems, as well as legal aid classes.

PEOPLE'S FREE CLOTHING PROGRAM

Provides new, stylish and quality clothing free to the people.

THE DAVID HILLIARD PEOPLE'S FREE SHOE PROGRAM

Provides free shoes to the people made at the David Hilliard Free Shoe factory and elsewhere.

THE ANGELA DAVIS PEOPLE'S FREE FOOD PROGRAM

Provides free food to Black and other oppressed people.

THE PEOPLE'S FREE MEDICAL RESEARCH HEALTH CLINICS

Provides free medical treatment and preventative medical care for the people.

LIBERATION SCHOOLS

Provides free educational facilities and materials to Black and other oppressed children to promote a correct view of their role in the society.

INTERCOMMUNAL NEWS SERVICE

Provides news and information about the Black and other oppressed communities throughout the U.S. and the world.

THE SICKLE CELL ANEMIA RESEARCH FOUNDATION

Instituted to test and establish a cure for Sickle Cell Anemia, to create better educational programs around Sickle Cell Anemia and maintain an advisory committee of doctors already researching Sickle Cell Anemia.

PEOPLE'S FREE AMBULANCE SERVICE

(Being Implemented)

Provides free, 24-hour speedy transportation to people in need of emergency medical care.

FREE PLUMBING AND MAINTENANCE PROGRAM

(Being Implemented)

Provides free plumbing and repair services to improve people's housing conditions.

PEOPLE'S FREE DENTAL PROGRAM:

(Being Implemented)

Provides free dental check-ups and treatment for the people, as well as an educational program for dental hygiene and preventative dental care.

PEOPLE'S FREE OPTOMETRY PROGRAM:

(Being Implemented)

Provides free eye examinations, treatment and eye correctional equipment (glasses, etc.) for the people.

PEOPLE'S FREE COMMUNITY EMPLOYMENT PROGRAM:

(Being Implemented)

Provides free job-finding services to poor and oppressed people, who cannot find work.

COMMUNITY COOPERATIVE HOUSING PROGRAM

(Being Implemented)

Provides decent housing, cooperatively owned and managed by the resident families.

PEOPLE'S FREE FURNITURE PROGRAM:

(Being Implemented)

Provides free, decent furniture to improve our living standards.

PEOPLE'S FREE LINEN PROGRAM:

(Being Implemented)

Provides new sheets, towels, blankets, etc. free to the people, to make daily living more healthy and comfortable.



"It was you, Community Workers, who participated; you, who dedicated yourselves. You did the hard work , and are the ones who really put the Survival Conferences over..."

YOU DON'T HAVE TO BE A PANTHER TO JOIN THE STRUGGLE !

BLACK PANTHER PARTY HONORS DEDICATED BROTHERS AND SISTERS IN FIRST COMMUNITY WORKERS DAY COMMEMORATION.

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initiated the Survival Programs and the Black Community Survival Conferences, it is only through the united efforts of the Black Community that the Conferences have been successful. Specifically, the greatest effort was employed by countless Black Panther Party Community Workers, who volunteered time, energies and talents in service to the people.

On Saturday, July 22nd, the Black Panther Party formally expressed appreciation of these dedicated community workers and volunteers in the First Community Workers Day Commemoration.

Community workers are people who have dedicated something of themselves in service to the community, through the concrete programs of the Black Panther Party. Community Workers are not Panthers, or, necessarily, members of any particular organization or group. For years, community workers have collectively worked along with Black Panther Party members to institute programs to serve and benefit the entire community. The Black Panther Party felt it was high time their work be given special recognition. In the relaxed atmosphere of Arroyo Viejo Park, amidst enjoying barbeque, entertainment and the common experience of being together, Black Panther Party community workers were awarded Community Service Certificates. As each person stepped forward to receive the award, the spirit of each-one-helping-one became ever stronger. In addition to the certificates, Community Service Plaques were presented to the members of the First A.M.E. Church

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REVEREND FAUST (left) of Oakland's First A.M.E. CHURCH and REVEREND C.L. COLEMAN were among the many who graciously received Black Panther Party awards.



Members of the THIRD WORLD BAND performed for everyone attending the Community Workers Day commemoration.

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"...We cannot even dream of moving forward unless you can deal with the concept of a unified people in a unified community..." (CHAIRMAN BOBBY SEALE)

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(of Oakland); the Zodiac Organization; Father Earl Neil; and Reverend Howard Bryant. A special painting of Brother John Coltrane was presented to the Congregation of Yardbird Temple, Revolutionary Church of the Hour and accepted by the Temple's Bishop Haqq.

Chairman Bobby Seale of the Black Panther Party, addressing the assembled community workers, summed up the spirit of unity that prevailed throughout the day: "...We cannot even dream of moving forward unless you can deal with the concept of a unified people in a unified community...

"The Survival Conferences were not put together just to give food away for the sake of giving food away. They were put together to feed the hungry;...they were put together to organize the Black community. It was you, community workers, who participated; you, who dedicated yourselves. You did the hard work and are the ones who really put the Survival Conferences over. It was not the Black Panther Party alone, because our analyses and our principles say that the community people themselves must participate; and you did participate..."

ALL POWER TO THE PEOPLE.

THE STATE IS AFRAID OF RUCHELL MAGEE

CALIFORNIA FASCISTS CHALLENGE COMRADE RUCHELL MAGEE'S RIGHT TO ACT AS OWN COUNSEL.

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self, he made known his awareness of the nature of charges against him, being murder, kidnap and conspiracy while being a prisoner serving a life sentence, and he made known his awareness of the consequence if convicted, could then be mandatory death penalty or natural life prison term.

Yet, after Ruchell qualified, as required by law, the Marin County District Attorney Bruce Bales, aided by McGuire, illegally carried the proceedings out of proposition by asking complete unauthorized questions about points of law that Bales didn't know about himself until Ruchell explained it to him...But only Ruchell (to expose Bales) asked Bales about the law on requirement of 28 U.S.C., section 1446 (e). Bales quickly signalled McGuire to rule Ruchell incompetent to defend himself... also they refused to stop state court proceedings while Ruchell had removal petition pending in federal court as required by title 28 U.S.C., section 1446.

It follows that because of such prejudice, Ruchell forced McGuire to disqualify or go exposed in the racism conspiracy.

There, revealing his rights were being violated, Ruchell appealed McGuire's illegal decision to the appellate courts.

During said appealing in the case (knowing McGuire had messed up), Bales with his conspirators, Judge Winslow Christian and Assistant Attorney General Albert Harris, on their own motion, without giving Ruchell notice, ordered for a second hearing (December 22, 1970) at which time they introduced the false documents claiming that Magee only had an I.Q. of 75 - 85. Yet, nobody seems to know who wrote or prepared such document; only one prison record clerk, Jean Levan, "said" the documents were deposited in her files.

Ruchell objected to such illegal proceedings, and was then gagged and chained to a chair. There Christian held that Magee was incompetent to defend himself and appointed their lawyer to the case.



Racist Prosecutor Albert Harris still insists MAGEE is incompetent.

Presently, the record reveals a repeatedly expressed unwillingness by Ruchell to proceed with the illegal assignment of the court lawyers. The prejudice denying competent person's right to defend self, is unquestioned here.

Through known use of false documents, the "state agents" have all but blinded themselves to their own wrong. They insist upon misapplying the law, where upon during those racism hearings and introducing false documents to libel Ruchell as being illiterate, Harris argued the Robles case to show where the appellate court reversed that conviction because the court allowed Robles to conduct his defense in the superior court "without the judge holding a hearing" as above mentioned.

Ruchell constantly pointed out how Harris was misapplying the ruling in Robles case which was dealing with court's failure to hold competency hearing...This was not the issue in Ruchell's case. Yet, three other judges went along with Harris' game. So, Ruchell disqualified them all. Realizing that the Robles case argument was being illegally applied, in April 1972 one Judge Ginsburg (without holding hearing) ordered that Ruchell act as his own counsel. But, Ruchell had requested for a hearing to show his competency. Ginsburg ignored the hearing.

This gave Harris just the perfect excuse to appeal Ginsburg's decision on allowing Magee to defend himself without holding a hearing, after five (5) judges had denied Ruchell the right to waive court appointed counsel.

What "sharp" Attorney General Mr. Harris is!

Let's review a little more of Mr. Harris, the reactionary news media and courts barbarism smartness here:

On June 19, 1972 (in their desperate effort to deny Ruchell the right to conduct his defense) Harris filed a document to vacate Ginsburg's order allowing Magee to act as his own counsel. There he calls for the court to hold a hearing on Magee's sanity.

(1) The reason to vacate he cites and argues Robles decision.

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FRED BELL "RE-RAILROADED"!

In last week's issue of the Black Panther Intercommunal News Service, there appeared an article ("Don't say It in Dallas") which described the racist railroading of Brother Fred Bell, in Dallas, Texas. Originally Brother Fred Bell was falsely charged, in 1968, of robbing a Ladonia, Texas bank. After suffering, since then, in prison because of a racist conviction, he was scheduled to re-appear in court, finally, on his own motion to appeal his six-year sentence. Appearing before a Nixon-appointed judge, William Steger, Fred was actually re-tried (in violation of his Constitutional right to be protected from "double jeopardy") and sentenced to 10 years. Appealing this phony "conviction", Fred was not even allowed an appeal bond.

On Friday, July 21st, Fred Bell again appeared before racist Steger, in Beaumont, Texas. Carrying out Nixon's orders, Steger declared that a "new investigation" had caused him to make a new ruling - that Brother Fred Bell must serve the full ten years in prison, without benefit of a possible appeal bond, because he is known to be a "bad citizen"! SEE NEXT WEEK'S ISSUE FOR COMPLETE INFORMATION.

ALL POWER TO THE PEOPLE.

ZODIAC PREDICTS THE FUTURE: SERVE THE PEOPLE.

AN INTERVIEW WITH BILL WILLIAMS, PRESIDENT OF THE ZODIAC YOUTH ORGANIZATION.

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ber and everything. He jumps in the car and looks at me, saying, "Well, what are you getting that for?" I said, "Well, that's all right; I just want your badge number and your car number." He got into the car and went on.

Five minutes later he comes back, gets out of his car, and says, "I'm writing in a complaint against you for having minors working for you"... He started writing up his complaint and everything, and he took my license and he said, "Now, how old are you, about 19?" I said, "About that"... He called me over there, and said, "Why lie to me?...you'll just be eighteen tomorrow...why didn't you tell me that in the first place? You know that I can have you arrested for lying to me?"...

Everytime you get an organization out there, it's going to be some type of problem, and some kind of policeman is going to give you problems...

QUESTION: You've said that the philosophy of the Zodiacs is to really serve the people, and to unite the Black community. What kinds of programs do you have or do you have in mind for the members of the organization?

BILL WILLIAMS: We're setting up so many programs right now; but the problem is the places to have them set up in. I mean, we don't have a place where we can set this program up in, where we won't have problems, confusion like we're having now. We're having confusion because we don't have the right facilities; it's not our building, in the first place, and we have to do what's said in that building... So, we have an N.I.C.E., which is a Neighborhood Improvement Enterprise Center, we're setting up. This will deal with jobs; it will deal with training, education. It'll deal with just a lot of things that the area needs right now: Helping old people that don't have equipment to cut their lawns, or they're too old to get out and paint their houses, or they're too old to keep their laws up or to keep their garden together. We intend to go around here and try to help these people in keeping this together - training young people how to keep a yard together, how to paint a house or paint a fence. You can go and say, "I'm from the Zodiac Organization, and I came here to help you as much as possible... You can contact us at anytime, for anything that you need done; and we'll come help you to do this."



ELAINE BROWN, Minister of Information of the Black Panther Party, interviewing BILL WILLIAMS, Zodiac President.

We also intend to get contracts with different owners that have closed their liquor stores, their gas stations down, where grass is growing up in it and people break glass in it and throw paper on it, and the owner won't see to getting it cleaned. It kind of downrates our whole community...paper thrown all over the place, garbage not picked up, and stuff like this. If we can get in contact with these owners to clean this place up and keep this place clean every week, to make the community look better, then that's an operation that we can set up...But, the place and the facilities and the things that we need are not there to operate from.

We've got a Youth Emergency Center...where for teenagers who don't have enough money to go to school on, we're going to try to get a way where we can sponsor enough bus tickets to help these kids to go to school. Or, some people claim, "Well, you don't go to school...or why don't you go to school, and why don't you do this." It's because they don't have enough money to go to school; they don't have enough clothes...He doesn't want to go to school with the same pair of clothes on everyday! He can't change, because he doesn't have a change, or...he's got to go to school with holes in his shoes, or he's got a raggedy jacket...Or, he can't go to a baseball game, or he can't go out and play football...We're going to try to produce these things, where we'll have these things going right out to him...

But, right now, in the way that we've got the thing set up, we don't have a place...there's no way to do it at the moment, because of the facilities that we don't have.

QUESTION: Do you plan to give clothes away to the youth? In other words, do you intend to have free programs?

BILL WILLIAMS: That's right. We want to have free programs, in giving clothes, tickets, and anything else that we can produce, giving to these youth that need this, that really need this...

QUESTION: What is, approximately, the average age in the Zodiacs?

BILL WILLIAMS: The majority are from 10 to 18 years old.

QUESTION: Most of the people, then, are school-aged. What are your beliefs about their education, not necessarily in the schools, but in general; because that's the age period in which people receive the prime education of their lives?

BILL WILLIAMS: Right now, the education that we're giving to most of our members is (to talk about)... what unity, and brotherhood, and sisterhood and leadership are...Are you just coming in as a member just to wear a jacket and say I'm just a member...Do they know what unity is? Do they know what brotherhood is? Do they know what a Zodiac is?...That's what we educate a member to...

THE STATE IS AFRAID OF RUCHELL MAGEE

CALIFORNIA FASCISTS CHALLENGE COMRADE RUCHELL MAGEE'S RIGHT TO ACT AS OWN COUNSEL.

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(2) On request for sanity hearing he points out Magee's refusal to cooperate with court appointed lawyers.

A review of the records with an open eye, one couldn't miss seeing the barbarism. Yet he, Judge Morton Colvin, ordered for such a hearing.

The news reporters in court are pig agents who give the public a false "picture" of the entire proceedings.

The news media has already labelled and defamed Ruchell with the false I.Q. documents. In quoting from (a well known pig newspaper operating in the black communities) Sun Reporter in part:

"You are guilty of cruel treatment," Magee told the judge. "You are in direct conspiracy with Attorney General to label me as an insane person. You are holding me to public ridicule. You are filing with the public a pile of garbage about me." Magee then turned towards Albert Harris, " 'Mr. Harris, you put me in a strain...I am going to burst your brains." He picked up a microphone that was on the table .... Meanwhile, Judge Colvin placed in the record that Magee had picked up the microphone in a threatening manner..."

See July 8, 1972, Sun Reporter Newspaper (San Francisco). During those court proceedings Ruchell in order to tell Colvin of his illness and get his attention picked up a microphone and called that he was suffering from being beaten by state agents. But prior to calling at Colvin, Ruchell had made written and oral motions asking to continue the proceeding. Colvin (in a mad rush to hold an illegal sanity hearing) denied the motions.

At that time, Ruchell filed an affidavit for Colvin's disqualification showing facts of prejudice where:

(1) Colvin deliberately introduced illegal documents filed by the ex-lawyer Graves in the records in Ruchell's name, despite Ruchell's objections and right to file his own documents.

(2) Colvin was conspiring to hold an illegal sanity hearing through use of known fraudulently prepared records.

(3) Colvin wilfully and feloniously extended an illegal gag rule that was issued by McGuire, denying Ruchell right to see news reporters. Where McGuire had admitted prejudice and disqualified himself from the case (November-1970) and illegally returned December 1970 in clear absence of jurisdiction to do so, issued such racist order.

(4) Colvin issued such illegal order with the full knowledge that it was illegal and designed to deny Ruchell the right to rebuttal the false and defamatory statements of state agents in press against Ruchell.

This and other facts were contained in Ruchell's disqualification affidavit, but as the affidavit and oral argument by Ruchell states: "Because of his being black presenting the law, Colvin (a known white racist) refuses to obey the law and refuse to recognize his right."

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THE STATE IS AFRAID OF RUCHELL MAGEE

CALIFORNIA FASCISTS CHALLENGE COMRADE RUCHELL MAGEE'S RIGHT TO ACT AS OWN COUNSEL.

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Sun Reporter doesn't publish one fact out of Ruchell's affidavit but merely prints that: "...much of the session revolved around Magee's attempt to disqualify Judge Colvin. The judge ruled that Magee's affidavit was ineffective and could not be filed...Judge Colvin finally decided to refer the matter to another judge, "after attorney Carrow submitted an affidavit supplementing Magee's..." The Sun Reporter then goes on to publish what the court's lawyer filed. So-called Black Community Paper?? Implying that Ruchell is incompetent!

For over a year and a half, the courts' and Attorney General's action have been calculated to frustrate and delay the orderly administration of the judicial procedure. However, by keeping Ruchell suppressed and silenced, they use the pig news media to deceive the public to believe that Ruchell has no right to defend himself, because Harris said they fear that if Magee is permitted to conduct his defense the appellate court would reverse the conviction for allowing incompetent Magee to defend himself.

In many convictions of accused (persons who did not know anything about law) was permitted to defend themselves without ever having the aid of counsel such have frequently been upheld by the state and federal courts. The courts have held the basic principle of the Constitution (The accused need not have the knowledge of an attorney to defend himself) is only a competency hearing on judge's part to determine the accused's absolute right to conduct his own defense, therefore there is no reversal error in Ruchell being permitted to do so. I cite law book case of Maldonado 239 F. Supp. 851 - (1965).

In Maldonado case the federal court reversed it, because the accused was denied his right to represent himself.

Had the court held a proper hearing and granted Ruchell leave to defend himself, the trial could have proceeded forthwith, over a year ago with out Harris' sanity hearing, false documents frustration and delay of orderly procedures.

What is Harris and the courts' real reason for wanting a lawyer in such a way they violate the law to force lawyers upon Magee? Ruchell will tell you!

The judges and Attorney Generals have brought about false charges against Ruchell after illegally enslaving him for 7 years on lawyers known false evidence and perjured conviction. They have wilfully used state agents as witnesses in a so-called Angela Davis trial to falsely testify for more publicity against Ruchell.

With the evidence, witnesses and cross-examination Ruchell has to put on in his defense the state's witnesses would be "exposed" to the "nation" lying on face of the records.

Ruchell will expose racism, slavery, indiscriminated beatings, falsefication and suppression of trial records -- including state agents murder and many more violent acts by law officers.

Under criminal law, it is a felony for the prosecutor to suppress evidence in favor of the accused and conspire with persons to obtain false evidence convictions and/or sought to make it succeed.

HOW LONG WILL THE OPPRESSED PEOPLE SLEEP--AND ALLOW THESE FASCIST PIGS TO COMMIT CRIMES WITH A LAW THEY NEVER OBEY?

CUT HERE



PEOPLE'S PETITION

FOR IMMEDIATE PAROLE OF BROTHER DAVID HILLIARD FROM THE CALIFORNIA PRISON SYSTEM OR AN APPEAL BAIL BOND WITH A RETRIAL JURY OF HIS PEER-GROUP.

WE THE PEOPLE, RESIDENTS OF THE WORLD COMMUNITY, IN THE SPIRIT OF REVOLUTIONARY INTERCOMMUNALISM, DO HEREBY REDRESS OUR GRIEVANCE AND PETITION THE COURTS OF AMERICA AND THE CALIFORNIA STATE GOVERNMENT AND PAROLE BOARD: THAT DAVID HILLIARD BE RELEASED FROM HIS PRISON INCARCERATION IN THE CALIFORNIA PENAL SYSTEM TO THE PEOPLE OF OUR COMMUNITIES ON PAROLE OR AN APPEAL BAIL BOND.

BROTHER DAVID HILLIARD, POLITICAL PRISONER AND CHIEF OF STAFF OF THE BLACK PANTHER PARTY, WAS IN FACT WRONGFULLY CONVICTED ON FALSE CHARGES BY A PREDOMINATELY WHITE RACIST JURY, AS ALL MEMBERS OF THE OAKLAND BLACK COMMUNITY WERE SYSTEMATICALLY ELIMINATED FROM THE JURY SELECTION PROCESS IN HIS TRIAL.

IN LIGHT OF THESE FACTS, WE THE UNDERSIGNED, THEREFORE PETITION THAT DAVID HILLIARD BE GRANTED HIS HUMAN AND CONSTITUTIONAL RIGHTS, THAT IS, PAROLE FROM PRISON OR AN APPEAL BAIL BOND BY THE AMERICAN COURTS PENDING APPEAL OF HIS CASE BEFORE HIGHER COURTS, AND THAT HIS RETRIAL JURY BE OF HIS PEERS, A TRUE REPRESENTATION OF A CROSS SECTION OF THE COMMUNITY.

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RETURN ALL PETITIONS TO BLACK PANTHER PARTY CENTRAL HEADQUARTERS
8501 EAST 14th STREET OAKLAND, CALIFORNIA 94621

YOU GOT ME WASHING CLOTHES, TAKING CARE OF YOUR KIDS AND SENDING YOUR FURS TO THE CLEANERS, BUT THAT'S BECOMING A THING OF THE PAST. I'M GOING TO VOTE FOR SURVIVAL. I'M GOING TO VOTE FOR BOBBY SEALE FOR MAYOR OF OAKLAND AND ELAINE BROWN FOR COUNCILWOMAN. AMEN!



COLLAGE: NEWSPAPER CUT-OUTS AND PHOTOGRAPH